

SIXTY-THIRD DAY

(Wednesday, May 1, 1963)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by Senator Hardeman.

The roll was called, and the following Senators were present:

Aikin	Moffett
Bates	Moore
Blanchard	Owen
Calhoun	Parkhouse
Cole	Patman
Colson	Ratliff
Creighton	Reagan
Crump	Richter
Hall	Rogers
Hardeman	Schwartz
Harrington	Spears
Hazlewood	Strong
Herring	Watson
Kazen	Word
Krueger	

Absent—Excused

Dies Kennard

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence

Senator Dies was granted leave of absence for today to attend to his duties as Acting Governor for the Day on motion of Senator Aikin.

Senator Kennard was granted leave of absence for today on account of illness in the family on motion of Senator Spears.

**Communication from
Lieutenant Governor**

Austin, Texas,
April 30, 1963.

Honorable Dorsey Hardeman
State Senator
Capitol Station
Austin, Texas

Dear Senator Hardeman:

As you know, the President Pro-

Tempore of the Senate, the Honorable Martin Dies, Jr., will become Governor of Texas on May 1, at which time Governor Connally and I will be out of the state.

This letter is to request that you preside over the Senate and discharge the duties of this office on May 1.

Sincerely,
PRESTON SMITH

Message from the House

Hall of the House of Representatives
Austin, Texas,
May 1, 1963,

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 995, A bill to be entitled "An Act abolishing Junior College Districts which have conveyed all or substantially all of their property to a State supported Senior College or University, and which have not outstanding bonded indebtedness; providing for the continued collection and disposition of delinquent taxes in said Junior College Districts; repealing all laws and parts of laws in conflict herewith; providing a severability clause; and declaring an emergency."

H. B. No. 1025, A bill to be entitled "An Act to amend Section 2 of ch. -113, Acts of the 52nd Legislature, R. S., 1951, as last amended by ch. 99, Acts of the 54th Leg., R. S., 1955, relating to hunting deer in Marion County; and declaring an emergency."

H. B. No. 998, A bill to be entitled "An Act amending Section 1 of Chapter 177, Acts of the 39th Legislature, Regular Session, 1925, as amended by Section 1 of Chapter 367, Acts of the 55th Legislature, Regular Session, 1957, compiled as Section 1 of Article 923m, Vernon's Annotated Penal Code, so as to exclude coypu (nutria) from definition as a fur-bearing animal; providing for severability; repealing conflicting laws; and declaring an emergency."

H. B. No. 850, A bill to be entitled "An Act amending Section 1 of Chapter 259, Acts of the Fifty-seventh Legislature, 1961, as amended, (compiled as Article 6675a-2, Vernon's

Texas Civil Statutes), by further defining 'machinery used solely for the purpose of drilling water wells'; providing a severability clause; repealing conflicting laws; and declaring an emergency."

H. B. No. 1010, A bill to be entitled "An Act prohibiting the use of certain methods for taking fish in certain lakes in Wood County; providing a penalty for violation; and declaring an emergency."

H. B. No. 849, A bill to be entitled "An Act to authorize the establishment of a hospital district co-extensive with the boundaries of Brooks County upon election by the qualified property taxpaying voters of said County providing that this Act shall repeal all laws in conflict herewith and declaring an emergency."

H. B. No. 482, A bill to be entitled "An Act amending Section 1 of Chapter 125, Acts of the 52nd Legislature, Regular Session, 1951, as amended, relating to the regulatory authority of the Game and Fish Commission in certain counties, so as to add Hunt County to the counties so regulated; and declaring an emergency."

H. B. No. 992, A bill to be entitled "An Act relating to the establishment of a hospital district coterminous with the Sweeney Independent School District and another coterminous with the West Columbia-Brazoria Independent School District, and the Damon Independent School District, except that land which formerly comprised the Brazoria School District prior to February 28, 1959, and being described herein by metes and bounds; providing that subsequent to the organization of each hospital district the qualified electorate of each district may elect to consolidate the district; providing funding, administration, and procedure; repealing all laws in conflict therewith; and declaring an emergency."

H. B. No. 1013, A bill to be entitled "An Act providing for the creation of West Coke County Hospital District with boundaries coextensive with the boundaries of Commissioners' Precincts 1 and 3 of Coke County, pursuant to authority granted by Section 9 of Article IX of the Texas Constitution; providing for elections on the questions of the creation of such District and the levying of a tax

not to exceed Twenty-five Cents (25¢) for its maintenance support, the indebtedness assumed, and the payment of bonds issued by it; providing the transfer of hospital facilities and assumption of indebtedness and assets; providing the District with power to issue bonds, and methods of authorizing same, for the purpose of the purchase, construction, acquisition, repair or renovation of buildings and improvements and equipping same for hospital purposes, and for any and all such purposes, and for the refunding of such bonds; providing that bonds issued by the District shall be lawful investments and security for certain funds; providing a governing body for such District; its powers and duties and the tenure of its members; withdrawing authority for the sale of bonds or levy of taxes for hospital purposes within the District by Coke County or any other municipality or political subdivision therein; enacting other provisions incident and germane to the subject and purpose of this Act; providing a severance clause and declaring an emergency."

H. B. No. 1008, A bill to be entitled "An Act creating Lake Dallas Municipal Utility Authority, a conservation district, under Article 16, Section 59 of the Constitution, comprising the territory contained in the City of Lake Dallas, as of April 30, 1963, for the purpose of providing a source of water supply for municipal, domestic and industrial use and treating, transporting, distributing, and storing the same and for the purpose of constructing and operating a complete sanitary sewer system; providing for a board of directors for the Government of said authority; providing the means of annexing additional territory to the authority when annexed by the city; authorizing the authority and the City of Lake Dallas to enter into a contract under which city employees will perform certain or all administrative duties or authority; authorizing the issuance of bonds and providing for the payment and security thereof; making provision for the levying and assessment of taxes and constituting the City of Lake Dallas tax rolls the tax rolls of the authority; conferring the power of eminent domain; prescribing other powers and duties of the authority; enacting other provisions related to

the subject; providing a severability clause; and declaring an emergency."

H. B. No. 909, A bill to be entitled "An Act to amend Article 7212, Revised Civil Statutes of Texas, 1925, as amended, so as to expressly authorize a county to employ those having special skills and experience to assist the Board of Equalization; providing for the payment of the contractual obligation incurred by the county out of general fund and authorizing the issuance of warrants under limited conditions; providing a severance clause and declaring an emergency."

H. B. No. 568, A bill to be entitled "An Act amending Article 12.03 of Chapter 12, Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925, as amended by Chapter 27, Acts of the 57th Legislature, Third Called Session, 1961 (compiled as Article 12.03 of Title 122A, Taxation—General, Vernon's Texas Civil statutes), to provide that the franchise tax imposed by Chapter 12 of Title 122A shall not apply to translator systems of a nonprofit nature, which are established for the purpose of disseminating television signals to the general public on a voluntary participating basis; and declaring an emergency."

H. B. No. 574, A bill to be entitled "An Act amending Chapter 207, Acts of the Forty-first Legislature, Regular Session, 1929, as amended by Chapter 316, Acts of the Forty-fourth Legislature, Regular Session, 1935, Chapter 140, Acts of the Forty-ninth Legislature, Regular Session, 1945, and Chapter 222, Acts of the Fifty-third Legislature, Regular Session, 1953, (codified as Article 3899b of Vernon's Texas Civil Statutes) by adding thereto Section 1a, to provide that in all counties having a population in excess of One Million Two Hundred Thousand (1,200,000) inhabitants according to the last preceding Federal Census, in addition to the expenditures now authorized, the Commissioners Court of such Counties may furnish Justices of the Peace courtrooms, offices and office furniture and furnish Constables offices and office furniture; enacting other provisions related to the subject; and declaring an emergency."

H. B. No. 636, A bill to be entitled "An Act amending Section 1 of Chapter 125, Acts of the 52nd Legislature, Regular Session, 1951, as amended, so as to remove Red River County from the scope of the general regulatory authority of the Texas Game and Fish Commission; establishing open and closed seasons, setting bag and possession limits, prescribing means of taking and otherwise comprehensively regulating the taking of certain game animals, game birds, fur-bearing animals and fish in Red River County; providing penalties; repealing certain laws; and declaring an emergency."

H. B. No. 735, A bill to be entitled "An Act amending Chapter 383, Acts, 56th Legislature, Regular Session, 1959, to permit the Game and Fish Commission to enter into agreements for Specific Excess Indemnity Bonds and Faithful Performance Blanket Position Bonds; and declaring an emergency."

H. B. No. 391, A bill to be entitled "An Act amending Section 51 of Article V of Chapter 421, Acts of the 50th Legislature, Regular Session, 1947, (compiled as Section 51 of Article 6701d, Vernon's Texas Civil Statutes), relating to reckless driving, and providing penalties; and declaring an emergency."

H. B. No. 656, A bill to be entitled "An Act authorizing the Board for Texas State Hospitals and Special Schools to sell certain land located in Cherokee County, Texas, being a part of the Rusk State Hospital; prescribing the procedure, terms and conditions of sale; and declaring an emergency."

H. B. No. 691, A bill to be entitled "An Act amending Section 2 of Chapter 53, Acts of the 40th Legislature, First Called Session, 1927, as last amended and compiled as Section 2 of Article 696a Vernon's Annotated Penal Code of the State of Texas; excepting refuse, garbage, rubbish or junk processed and treated in accordance with rules and standards promulgated by the State Department of Health from those provisions making it unlawful to dump, deposit, or leave refuse, garbage, rubbish or junk within three hundred (300) yards of any public highway; requiring said Department to promulgate

such rules and standards; providing for severability; and declaring an emergency."

H. B. No. 947, A bill to be entitled "An Act authorizing the State Highway Commission to negotiate with the City of Wichita Falls concerning possible sale to that city by the State of a certain tract of land and improvements thereon; providing a period of time within which such negotiation may take place; prescribing procedure; authorizing the Governor to convey this land upon recommendation by the Commissioner; and declaring an emergency."

H. B. No. 619, A bill to be entitled "An Act amending Article 2654e, Revised Civil Statutes of Texas, 1925, as added by Section 1, Chapter 25, Acts of the 47th Legislature, Regular Session, 1941, to provide for the exemption of certain students from the other nations of the American continents from payment of tuition fees to institutions of collegiate rank; providing certain procedures for granting such exemptions; repealing conflicting laws; and declaring an emergency."

H. B. No. 1009, A bill to be entitled "An Act permitting commissioners courts in certain counties to authorize the use of equipment, machinery, and employees of the county to construct, establish and maintain public airstrips; repealing conflicting laws; and declaring an emergency."

H. B. No. 1017, A bill to be entitled "An Act amending Acts of the 51st Legislature, Regular Session, 1949, Chapter 147, Page 270, so as to add new sections thereto so as to extend and add to the territory of the Port of Beaumont Navigation District of Jefferson County, Texas, approximately seventy-four (74) acres of land located substantially in Orange County, Texas, and adjoining the present boundary line of the Port of Beaumont Navigation District of Jefferson County, Texas, and removing such territory and land from the territory and land of Orange County Navigation and Port District of Orange County, Texas; and declaring an emergency."

H. B. No. 767, A bill to be entitled "An Act authorizing Boards of Trustees of certain common school dis-

tricts, upon a majority vote of the qualified property tax-paying voters of the District, to appoint an assessor-collector of taxes and a board of equalization for such District; providing the powers and duties of such assessor-collectors and boards of equalization; providing for severability; and declaring an emergency."

H. B. No. 733, A bill to be entitled "An Act amending Section 1 of Chapter 281, Acts of the 44th Legislature, Regular Session, 1935, to provide certain school districts and municipal corporations the benefit of all liens and remedies for the security and collection of taxes due them as provided in the case of taxes due incorporated cities and towns; and declaring an emergency."

H. B. No. 587, A bill to be entitled "An Act amending Article 1522 of the Penal Code of Texas, 1925, relating to refusal to allow reportedly diseased livestock to be examined by the Texas Animal Health Commissioner; and declaring an emergency."

H. B. No. 385, A bill to be entitled "An Act amending Section 19, Chapter 179, Acts of the 57th Legislature, Regular Session, 1961, to provide for the rendition, equalization, assessment and collection of taxes, either on a benefit or an ad valorem basis, an election for the issuance of bonds and the levy of taxes in payment therefor; to provide for notices of election, and a public hearing for the determination of the method of assessment of taxes, whether on a benefit or ad valorem basis, and notice thereof; and that all taxes, charges and assessments imposed shall be a lien against the land as to which established; and declaring an emergency."

H. B. No. 542, A bill to be entitled "An Act to amend Chapter 427 Acts of the 53rd Legislature, Regular Session, 1953, so as to provide that a school district may under certain circumstances and conditions issue warrants to obtain funds with which to employ a person, firm or corporation, deemed to have special skills and experience to assist the board of equalization; providing a severance clause; and declaring an emergency."

H. B. No. 984, A bill to be entitled

"An Act validating county park bond elections heretofore held in any county with a population of more than one million (1,000,000) at the last preceding federal census on the proposition of issuing bonds of the county for the purpose of purchasing and/or impounding lands for park purposes; validating all proceedings relating to such elections and all bonds authorized at such elections; providing this Act shall not affect pending or prior litigation; providing a severability clause; and declaring an emergency."

H. B. No. 527, A bill to be entitled "An Act amending Acts 1959, 56th Legislature, Page 56, Chapter 31, to provide additional compensation for the Judge of the Court of Domestic Relations of Nueces County to be paid out of the General Funds of Nueces County; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

H. B. No. 760, A bill to be entitled "An Act declaring State Policy on the interstate character of goods, wares and merchandise and respecting the taxable status thereof; providing a severability clause; and declaring an emergency."

H. B. No. 1020, A bill to be entitled "An Act placing responsibility for the regulation of wildlife resources of San Patricio County in the Game and Fish Commission; and declaring an emergency."

H. B. No. 937, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as 'River Plantation Municipal Utility District of Montgomery County, Texas'; prescribing its rights, powers, privileges, and duties; providing the District shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; containing provisions as to its taxes and its tax assessor and collector; containing provisions relating to addition of land; providing that its bonds are legal and authorized investments; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

H. B. No. 861, A bill to be entitled

"An Act relating to certain motor vehicles; providing for the issuance of time permits and the conditions relating thereto; establishing the registration status of such permits; authorizing the Department to promulgate reasonable rules and regulations; providing a method of issuing such permits; prescribing a fee; providing for disposition of fees; providing for liability insurance under certain conditions; defining an offense and prescribing a penalty; repealing conflicting laws; containing a severability clause and declaring an emergency."

H. B. No. 1026, A bill to be entitled "An Act amending Section 9 of Chapter 276, Acts of the 56th Legislature, Regular Session, 1959, to require approval of all orders, rules and regulations of the Game and Fish Commission by the Commissioners Court of Liberty County in each precinct; and to provide for a waiting period upon disapproval by such commissioners court before a public hearing may be held on a similar proposal unless there is a material change in circumstances; and declaring an emergency."

H. B. No. 1033, A bill to be entitled "An Act authorizing the election of school trustees by separate positions in independent school districts in counties having a population of not less than eight thousand five hundred (8,500) nor more than nine thousand (9,000) according to the last preceding Federal Census; providing that when the Board of Trustees adopts the procedure herein it may not rescind such action; and declaring an emergency."

S. B. No. 241, A bill to be entitled "An Act authorizing the county judge to appoint a County Historical Survey Committee, etc., and declaring an emergency."

S. B. No. 236, A bill to be entitled "An Act to amend paragraph A. 8 of Part II, of Article 3.39 Texas Insurance Code, as enacted by the Acts of the 57th Legislature, 1961, page 925, Chapter 410; and declaring an emergency."

S. B. No. 208, A bill to be entitled "An Act authorizing the commissioners court of each county to appropriate monies for the purpose of erecting historical markers, monu-

ments, and medallions, and purchasing objects and collections of objects of any kind which are of historical significance to such county; and declaring an emergency."

S. B. No. 196, A bill to be entitled "An Act to amend Section 2 of House Bill No. 17, Chapter 82, Acts of the 50th Legislature, Regular Session, 1947, (codified as Article 5844c of Vernon's Texas Civil Statutes), so as to provide for the amendment of existing oil, gas and mineral leases covering certain State lands; providing for severability; and declaring an emergency."

(With amendments.)

S. B. No. 193, A bill to be entitled "An Act repealing Section 4a of House Bill No. 11, Chapter 327, Acts of the Fifty-first Legislature, Regular Session, 1949 (codified as Article 2815j-2, Section 4a, Vernon's Texas Civil Statutes); and declaring an emergency."

S. B. No. 190, A bill to be entitled "An Act authorizing the Adjutant General's Department to convey whatever right, title or interest the State of Texas may have in certain lands to the City of Mineral Wells; and declaring an emergency."

S. B. No. 165, A bill to be entitled "An Act creating within the Governor's office a commission to be known as the 'Vehicle Equipment Safety Commission'; providing the powers, duties and authority of the Vehicle Equipment Safety Commission, etc., and declaring an emergency."

S. B. No. 133, A bill to be entitled "An Act amending House Bill No. 343, Chapter 333, Acts of the 57th Legislature, Regular Session, 1961, authorizing the Board for Texas State Hospitals and Special Schools to determine the amount of land excess to the needs of the operation of the Abilene State School; to sell and convey same; and declaring an emergency."

(With amendments.)

S. B. No. 440, A bill to be entitled "An Act authorizing the commissioners court of Orange County to pay the District Judge of the 128th Judicial District compensation in addition to the compensation paid by the state; and declaring an emergency."

S. B. No. 473, A bill to be entitled "An Act to amend H. B. No. 377, heretofore enacted by the 58th Legislature at its Regular Session in 1963, to clarify the qualification of voters at the election of directors for the District; to provide for the terms of office of the members of the Board of Directors of said District; etc., and declaring an emergency."

S. B. No. 422, A bill to be entitled "An Act providing for the creation of the Mid Crosby County Hospital District pursuant to authority granted by Section 9, Article IX of the Constitution of the State of Texas; providing for elections on the questions of creating the district and the levy of a tax for its support; providing for financing, management; control and operation of the district; setting forth its purposes, powers and duties; providing a severability clause; finding and declaring proper and sufficient notice as required by Section 9, Article IX of the Constitution; and declaring an emergency."

S. B. No. 416, A bill to be entitled "An Act authorizing the Commissioners' Court of any County to refund outstanding causeway revenue bonds with bonds or proceeds of bonds issued by any said Commissioners' Court and to levy and collect an ad valorem tax to pay the interest on and principal of such refunding bonds; etc., and declaring an emergency."

S. B. No. 419, A bill to be entitled "An Act amending Chapter 3 of the Insurance Code of the State of Texas to add thereto a new Article 3.71, authorizing two or more insurance companies to join together in organizations, to offer, sell and administer hospital and surgical and medical expenses insurance plans under a group policy covering residents of Texas 65 years of age and older and their spouses; etc., and declaring an emergency."

(With amendments.)

S. B. No. 436, A bill to be entitled "An Act amending Chapter 14 of Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925, by adding thereto a new article relating to certain exemptions from the inheritance tax applicable to certain nonresidents; defining the applicability of the Act; and declaring an emergency."

(With amendment.)

S. B. No. 432, A bill to be entitled "An Act relating to the creation of a County Court at Law for Smith County; and declaring an emergency."

(With amendments.)

S. B. No. 417, A bill to be entitled "An Act amending Section 10 of Article 3.01 of the Insurance Code of Texas, Acts of 1951, Fifty-second Legislature, Sec. 1, Ch. 491, p. 868, as amended by H. B. No. 491, Acts of 1961, Fifty-seventh Legislature, Sec. 1, Ch. 470, p. 1056, to redefine the term 'net assets' by including certain equipment and labor-saving machines and devices as part of the 'net assets' of a life insurance company; etc., and declaring an emergency."

(With amendment.)

S. B. No. 350, A bill to be entitled "An Act creating a County Court at Law No. 2 of Travis County, Texas, etc., and declaring an emergency."

S. B. No. 390, A bill to be entitled "An Act amending Sections 3 and 13 of Chapter 29, Acts of the 34th Legislature, Regular Session, 1915, as amended, compiled as Articles 1970-113 and 1970-122, respectively, of Vernon's Texas Civil Statutes, so as to confer upon the judge of the County Court of Jefferson County at Law, etc., and declaring an emergency."

(With amendment.)

S. B. No. 383, A bill to be entitled "An Act amending Section 8, House Bill No. 169, Chapter 427, Acts of the 55th Legislature, Regular Session, 1957, providing for contracts in the conduct of research; and declaring an emergency."

(With amendment.)

S. B. No. 338, A bill to be entitled "An Act relating to products made by inmates of the Texas Department of Corrections and the sale of such products to state institutions, departments and agencies and to political subdivisions; etc., and declaring an emergency."

S. B. No. 329, A bill to be entitled "An Act to amend Section 16(B) of Article 5421m, Title 86, Chapter 7, Revised Civil Statutes of Texas, as amended by the Acts of the 57th Legislature, 1962, Third Called Session, Page 134, Chapter 45, Section 1, to

provide that renewal coverage of terminated insurance shall be subject to evidence of insurability; and to provide that the total insured indebtedness shall not exceed Ten Thousand Dollars (\$10,000), providing for severability; and declaring an emergency."

S. B. No. 287, A bill to be entitled "An Act to amend Chapter 403, Acts of 1947, 50th Legislature, p. 945 (codified as Article 5441a, Vernon's Texas Civil Statutes Annotated, 1925); providing for duties for departments and institutions of the State regarding records administration; and declaring an emergency."

S. B. No. 280, A bill to be entitled "An Act to amend the Insurance Code of Texas, Chapter 14, Acts 1951, 52nd Legislature, page 868, Chapter 491, as amended, by adding thereto a new article, 14.14a; to provide for its application to companies or associations regulated by the provisions of Chapter 14 of the Insurance Code of Texas; to provide for the validation of charters of certain of such companies; to provide for the right to amend the charters of certain such companies for the purpose of extending their period of duration; to provide for its inapplicability under certain circumstances; to provide for the precedence of this Act in the event of conflict with any other law; to declare the provisions of this Act to be severable; and declaring an emergency."

S. B. No. 278, A bill to be entitled "An Act relating to the establishment of a hospital district coterminous with the Sweeny Independent School district, and another coterminous with the West Columbia-Brazoria Independent School District, and the Damon Independent School District, etc., and declaring an emergency."

(With amendment.)

S. B. No. 264, A bill to be entitled "An Act amending House Bill 886, Acts of the 53rd Legislature, Regular Session, 1953, ch. 394, p. 937, codified as Article 5165a, Vernon's Civil Statutes, regulating the hours of State departments so as to repeal the requirement that headquarters offices shall be open on each Saturday from 8 A.M. to 12 noon; declaring an emergency."

S. B. No. 251, A bill to be entitled

"An Act amending Article 718, Revised Civil Statutes of Texas, 1925, relating to issuing of bonds by the county to include bonds to establish a nursing home; providing for liberal construction; providing for severability; and declaring an emergency."

(With amendment.)

S. B. No. 250, A bill to be entitled "An Act to repeal Section 12 of Article 3.44 of the Insurance Code of Texas, Acts of 1951, 52nd Legislature, Page 868, Chapter 491, as amended, which Section prescribes certain requirements for family group life insurance policies; providing for a severability clause; and declaring an emergency."

S. B. No. 242, A bill to be entitled "An Act making it unlawful for anyone to wilfully excavate in or upon or to disturb, deface, disfigure, damage, destroy or remove any historic or prehistoric ruin, burial ground, archaeological or vertebrate paleontological site, or site including fossilized footprints, inscriptions made by human agency, or any other archaeological or paleontological feature, or any historic marker, medallion, monument or other historical feature, situated on lands owned or controlled by the State of Texas, or any agency thereof, without previously complying with the provisions of Chapter 32, Acts of the 42nd Legislature, First Called Session, 1931, and Chapter 1, Page 60, Archaeology Title, Acts of the 46th Legislature, General Laws, 1939 (compiled as Articles 147a and 147b, respectively, of Vernon's Texas Penal Code); providing penalties; providing a severability clause; and declaring an emergency."

H. B. No. 668, A bill to be entitled "An Act to amend H. B. No. 8, Acts of 1941, Forty-seventh Legislature, ch. 184, Art. XV, sec. 1, p. 269, as amended by S. B. No. 141, Acts of 1947, Fiftieth Legislature, ch. 238, sec. 1, p. 432, as amended by H. B. No. 3, Acts of 1950, Fifty-first Legislature, 1st C. S., ch. 2, Art. XIV, sec. 1, p. 10, as amended by H. B. No. 285, Acts of 1951, Fifty-second Legislature, ch. 402, Section XVII, p. 695, as amended by H. B. No. 11, Acts 1959, Fifty-sixth Legislature, 3rd C. S., ch. 1, 'Taxation-General,' Art. 16.01, p. 187; to equalize the rate of taxation of transfer of shares of stock without designated mone-

tary value; and declaring an emergency."

H. B. No. 971, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59 of Article XVI, Constitution of Texas, to be known as 'Orange County Drainage District of Orange County, Texas,' providing for its governing body; prescribing the rights, powers, privileges, duties, functions, and authority of such District and its governing body; authorizing the issuance of bonds and the levy, assessment, and collection of taxes in payment thereof, and containing provisions relating thereto; authorizing the levy, assessment, and collection of taxes for the maintenance, operation, upkeep and improvement of the District and its facilities, properties, and improvements, and containing provisions relating thereto; abolishing Orange County Conservation and Reclamation District and transferring its properties to the District hereby created and validating the acquisition of such properties; containing other provisions relating to the subject; providing a severability clause; repealing laws or parts of laws in conflict and declaring an emergency."

H. C. R. No. 69, Congratulating Radio Station KAJC-FM on receiving a news award from United Press-International.

H. C. R. No. 70, Recalling House Bill 359 from the Governor's Office for certain corrections by the Engrossing and Enrolling Clerk of the House.

H. C. R. No. 72, Directing the Engrossing and Enrolling Clerk of the House of Representatives to make certain corrections in House Bill No. 953.

The House has granted the request of the Senate for the appointment of a Conference Committee on Senate Bill No. 61. House has appointed the following conferees: Pipkin, chairman; Conden, Fondren, Green, Houston.

The House has granted the request of the Senate for the appointment of a Conference Committee on Senate Bill No. 15. House has appointed the following conferees: Garrison, chairman; Cook, Heatly, Jarvis, Woods.

House has appointed the following conferees on H. B. No. 694: Smith, S., chairman; Segrest, Berry, Kothman, Canales.

House has adopted the Conference Committee Report on H. B. No. 523 by a vote of 147 Ayes, 0 Noes.

S. B. No. 43, A bill to be entitled "An Act amending Section 3 of Chapter 337, Acts of the 53rd Legislature, Regular Session, 1953, compiled as Section 3 of Article 2756c, Vernon's Texas Civil Statutes, so as to authorize the State Board of Education to annex territories of military reservations to independent school Districts contained wholly within military reservations which are subject to the same post or base command as that of the territory being annexed; and declaring an emergency."

(With amendments.)

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk House of Representatives

Senate Resolution 469

Senator Krueger offered the following resolution:

Whereas, Upon this date a distinguished member of the Texas State Senate, Martin Dies, Jr., of Lufkin, Angelina County, is serving as the highest officer of our great Lone Star State; and

Whereas, To those of us who have had the honor and privilege of serving with Senator Dies, few who have occupied this great office have equalled, and none have surpassed his outstanding ability, character, and integrity; and

Whereas, On all occasions during which Senator Martin Dies, Jr., has been called upon to preside over the Senate as its duly elected President Pro Tempore, his every action has been marked with insight, fairness and impartiality. As President Pro Tempore, Senator Dies' conduct of the business of the State of Texas shall always be remembered as an example of great power used with considerate gentleness, yet applied in strict observance of justice and right; and

Whereas, Every action of this dedicated Texan has forcefully detailed acts of greatness making all Texans proud on the occasion when Senator

Martin Dies, Jr., finds the helm of State in his understanding hands; and

Whereas, It has been the further honor of this Senate to have known the gracious and charming wife of the Senator from Angelina, Ruth White Dies, and we do wish to extend to her and the other members of their family our sincere congratulations and best wishes on this occasion; now, therefore, be it

Resolved, By the Senate of the State of Texas that we do congratulate the distinguished Senator from Angelina and his gracious family on this occasion which brings high honor to them and our great state on this day as he serves in the capacity of the Governor of Texas.

KRUEGER
HERRING
KAZEN
HARDEMAN
OWEN
REAGAN
BLANCHARD
CALHOUN
HARRINGTON
AIKIN

Signed—Lieutenant Governor Preston Smith, Bates, Creighton, Cole, Colson, Crump, Hall, Hazlewood, Kennard, Moffett, Moore, Parkhouse, Patman, Ratliff, Richter, Rogers, Schwartz, Spears, Strong, Watson, Word.

The resolution was read.

On motion of Senator Aikin and by unanimous consent the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof.

The resolution was then adopted.

Senate Bill 488 on First Reading

By unanimous consent the following local bill was introduced, read first time and referred to the committee indicated:

By Senator Cole:

S. B. No. 488, A bill to be entitled "An Act creating a conversation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as 'Sagemont Municipal Utility District of Harris County, Texas'; prescribing its rights, powers, privileges, and duties; providing the District shall bear the sole expense of the reloca-

tion of certain facilities under the provisions of this Act; providing for its governing body; containing provisions relating to addition of land; providing that its bonds are legal and authorized investments; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

Senate Bill 489 on First Reading

Senator Hazlewood moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—28

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Richter
Hall	Rogers
Hardeman	Schwartz
Harrington	Spears
Hazlewood	Strong
Herring	Watson
Kazen	Word

Absent

Reagan

Absent—Excused

Dies

Kennard

The following bill was then introduced, read first time and referred to the committee indicated:

By Senators Hazlewood and Hardeman:

S. B. No. 489, A bill to be entitled "An Act providing that in the acquisition of right of way by or for the Texas Highway Department, the cost of relocating or adjusting eligible utility facilities shall be treated as a right of way cost; providing for the validation of previous contracts; and declaring an emergency."

To the Committee on Jurisprudence.

Senate Bill 490 on First Reading

Senator Watson moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Bates	Moore
Blanchard	Owen
Calhoun	Parkhouse
Cole	Patman
Colson	Ratliff
Creighton	Reagan
Crump	Richter
Hall	Rogers
Hardeman	Schwartz
Harrington	Spears
Hazlewood	Strong
Herring	Watson
Kazen	Word
Krueger	

Absent—Excused

Dies

Kennard

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Watson:

S. B. No. 490, A bill to be entitled "An Act authorizing certain counties to issue negotiable time warrants to pay the cost of constructing, equipping and furnishing a county office building and purchasing a site therefor in the vicinity of the existing courthouse; providing that the issuance of such warrants shall be subject to the right to petition for a referendum election as provided in the Bond and Warrant Law of 1981; providing that such warrants shall be issued in the manner provided in said law and may be refunded as provided in said law; providing that such county office building may be used for offices, courts and for other purposes for which the main courthouse may be used; enacting other provisions related to the subject; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

Conference Committee on House Bill 694

Senator Spears called from the

President's table for consideration at this time, the request of the House for a Conference Committee to adjust the differences between the two Houses on H. B. No. 694, and moved that the request be granted.

The motion to grant the request prevailed.

Accordingly, the Presiding Officer announced the appointment of the following conferees on the part of the Senate on the bill: Senators Spears, chairman, Bates, Herring, Kennard and Schwartz.

Senate Bill 436 With House Amendments

Senator Parkhouse called S. B. No. 434 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Parkhouse moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Bates	Moore
Blanchard	Owen
Calhoun	Parkhouse
Cole	Patman
Colson	Ratliff
Creighton	Reagan
Crump	Richter
Hall	Rogers
Hardeman	Schwartz
Harrington	Spears
Hazlewood	Strong
Herring	Watson
Kazen	Word
Krueger	

Absent—Excused

Dies Kennard

Senate Bill 133 With House Amendments

Senator Ratliff called S. B. No. 133 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill

and House amendments before the Senate, and the House amendments were read.

Senator Ratliff moved that the Senate concur in the House amendments.

The motion prevailed.

Senate Bill 251 With House Amendments

Senator Ratliff called S. B. No. 251 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Ratliff moved that the Senate concur in the House amendments.

The motion prevailed.

Senate Bill 419 With House Amendments

Senator Ratliff called S. B. No. 419 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Ratliff moved that the Senate concur in the House amendments.

The motion prevailed.

Senate Bill 491 on First Reading

Senator Creighton moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introduction at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hall
Bates	Hardeman
Blanchard	Harrington
Calhoun	Hazlewood
Cole	Herring
Colson	Kazen
Creighton	Krueger
Crump	Moffett

Moore	Rogers
Owen	Schwartz
Parkhouse	Spears
Patman	Strong
Ratliff	Watson
Reagan	Word
Richter	

Absent—Excused

Dies Kennard

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Creighton:

S. B. No. 491, A bill to be entitled "An Act to provide for issuance of a patent on certain land in Montague County; and containing an emergency clause."

To the Committee on Counties, Cities and Towns.

Senate Bill 417 With House Amendments

Senator Reagan called S. B. No. 417 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Reagan moved that the Senate concur in the House amendments.

The motion prevailed.

Senate Bill 383 With House Amendments

Senator Herring called S. B. No. 383 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Herring moved that the Senate concur in the House amendments.

The motion prevailed.

Presentation of Guest

Senator Aikin by unanimous consent presented Mr. Al Muldrow and son as guests of the Senate today.

Reports of Standing Committees

Senator Crump submitted the following report:

Austin, Texas,
May 1, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 551, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CRUMP, Chairman.

Senator Creighton submitted the following report:

Austin, Texas,
May 1, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred S. B. No. 480, have had the same under consideration, and we are instructed to report it back to you with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

Senator Creighton submitted the following report:

Austin, Texas,
May 1, 1963.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred S. B. No. 491, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Vice-Chairman.

Senate Bill 432 With House Amendments

Senator Calhoun called S. B. No. 432 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Calhoun moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—28

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Hall	Richter
Hardeman	Schwartz
Harrington	Spears
Hazlewood	Strong
Herring	Watson
Kazen	Word

Nays—1

Rogers

Absent—Excused

Dies Kennard

Conference Committee Report on
House Bill 694

Senator Spears submitted the following Conference Committee report on H. B. No. 694:

Austin, Texas,
May 1, 1963.

Hon. Preston Smith, President of the Senate.

Hon. Byron Tunnell, Speaker of the House of Representatives.

Sirs: We, your Conference Committee appointed to adjust the differences between the House and Senate on House Bill No. 694, have met and adjusted our differences and beg leave to recommend that House Bill No. 694 be passed in the form attached hereto.

Respectfully submitted,

SPEARS
BATES
HERRING
SCHWARTZ

On the part of the Senate.

SMITH of Bexar
KOTHMANN
SEGREST
CANALES
BERRY

On the part of the House.

H. B. No. 694,

A BILL
To Be Entitled

An Act to fix and make certain the amount of compensation to be paid

district judges from the county funds by counties having a population of not less than six hundred thousand (600,000) nor more than eight hundred thousand (800,000), according to the last preceding federal census, and having eight (8) or more district courts; providing the time and method of payment, authorizing the amendment of the county budget, providing for the compensation of substitute judges; providing that this Act to be cumulative of existing laws; repealing all laws in conflict to the extent of the conflict only; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. In any county in this state having a population of not less than six hundred thousand (600,000) nor more than eight hundred thousand (800,000), according to the last preceding federal census, and having eight (8) or more district courts, the judges of the several district courts of such counties shall receive, in addition to the salary paid by the state to them and to other district judges of this state, a sum of money, to be approved by the commissioners court of said counties, of not less than Six Thousand Dollars (\$6,000) nor more than Eight Thousand Dollars (\$8,000) annually, to be paid in equal monthly installments out of the general fund or officers salary of such counties, for all services rendered to said counties and for performing administrative services. The commissioners court of said counties shall make proper budget provisions for the payment thereof. Any district judge of the state who may be assigned to sit for the judge of any district court in such counties under the provisions of Article 200a, Revised Civil Statutes, may, while so serving, receive in addition to his necessary expenses, additional compensation from county funds in an amount not to exceed the difference between the pay of such visiting judge from all sources and that pay received from all sources by district judges in the counties affected by the provisions of the Act, such amount to be paid by the county upon approval of the presiding judge in which said court is located.

Sec. 2. This Act shall be cumulative of existing laws, and any laws

in conflict herewith are repealed to the extent of the conflict only.

Sec. 3. The fact that district judges in the more densely populated counties have heavier living expenses, and that the additional compensation paid them for administrative services performed by them in such counties should be made certain create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and said Rule is hereby suspended; and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

The report was read and was adopted by the following vote:

Yeas—29

Atkin	Moffett
Bates	Moore
Blanchard	Owen
Calhoun	Parkhouse
Cole	Patman
Colson	Ratliff
Creighton	Reagan
Crump	Richter
Hall	Rogers
Hardeman	Schwartz
Harrington	Spears
Hazlewood	Strong
Herring	Watson
Kazen	Word
Krueger	

Absent—Excused

Dies Kennard

Presentation of Guest

Senator Strong presented as a guest of the Senate today, former Congressman Martin Dies, Sr., the father of Senator Martin Dies, Jr., of Lufkin who is Acting Governor for the Day and requested that he address the Senate.

Senator Owen escorted Mr. Dies to the President's rostrum.

The Presiding Officer presented Senator Owen and he introduced former Congressman Dies to the Members of the Senate.

Former Congressman Dies addressed the Senate expressing heartfelt kindness for the honor bestowed upon his son, stating that he knew the love and value of the friendships

his son has for each member of the Senate. He stated that each Member of the Senate will recall with rich satisfaction the public service they have rendered when they retire from the Senate, stating that it is one of the greatest privileges accorded to serve in their capacity as members thereof; a service worthy of both loyalty and devotion. There will be many fond memories that you will never forget and these days will be like jewels in your memories and you will never forget them. Congressman Dies closed his remarks with the statement, "May God bless each and every one of you, the Great State of Texas and the United States of America. Thank you."

Bills Signed

The Presiding Officer signed in the presence of the Senate after the caption had been read, the following enrolled bill:

S. B. No. 473, A bill to be entitled "An Act to amend H. B. 377, heretofore enacted by the 58th Legislature at its Regular Session in 1963, to clarify the qualification of voters at the election of directors for the District, etc., and declaring an emergency."

House Bill 551 Ordered Not Printed

On motion of Senator Rogers and by unanimous consent H. B. No. 551 was ordered not printed.

House Bill 167 on Second Reading

The Presiding Officer laid before the Senate as special order on its second reading and passage to third reading (the bill having been read the second time on Thursday, April 25, 1963):

Question—Shall H. B. No. 167 be passed to third reading?

H. B. No. 167 was then passed to third reading.

House Bill 167 on Third Reading

Senator Bates moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 167 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Krueger
Bates	Moffett
Blanchard	Moore
Calhoun	Owen
Cole	Parkhouse
Colson	Patman
Creighton	Ratliff
Crump	Reagan
Hall	Richter
Hardeman	Schwartz
Harrington	Spears
Hazlewood	Strong
Herring	Watson
Kazen	Word

Absent

Rogers

Absent—Excused

Dies

Kennard

The Presiding Officer then laid before the Senate on its third reading and final passage:

H. B. No. 167, A bill to be entitled "An Act authorizing the establishment of rehabilitation districts to provide education, training, special services and guidance for handicapped persons; providing for its financing and administration; and declaring an emergency."

The bill was read third time and passed by the following vote:

Yeas—29

Aikin	Moffett
Bates	Moore
Blanchard	Owen
Calhoun	Parkhouse
Cole	Patman
Colson	Ratliff
Creighton	Reagan
Crump	Richter
Hall	Rogers
Hardeman	Schwartz
Harrington	Spears
Hazlewood	Strong
Herring	Watson
Kazen	Word
Krueger	

Absent—Excused

Dies

Kennard

House Joint Resolution 22 Postponed

On motion of Senator Patman and by unanimous consent H. J. R. No. 22 was postponed until Thursday,

May 2, 1963, following The Morning Call.

House Bill 446 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 446, A bill to be entitled "An Act amending Article 8306 of the Revised Civil Statutes of Texas, 1925, relating to workmen's compensation law, by amending Section 2 of that article and by adding a Section 2a; etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

Record of Vote

Senator Hardeman asked to be recorded as voting "Nay" on passage of H. B. No. 446 to third reading.

Motion to Place House Bill 446 on Third Reading

Senator Strong moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 446 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the members present):

Yeas—20

Aikin	Moore
Bates	Parkhouse
Calhoun	Patman
Cole	Ratliff
Colson	Reagan
Harrington	Richter
Hazlewood	Schwartz
Herring	Spears
Kazen	Strong
Krueger	Word

Nays—9

Blanchard	Moffett
Creighton	Owen
Crump	Rogers
Hall	Watson
Hardeman	

Absent—Excused

Dies

Kennard

Senate Resolution 475

Senator Richter offered the following resolution:

Whereas, Dr. E. A. Sahm, of New Braunfels, a distinguished leader in the field of education for forty-five years, will retire this Spring; and

Whereas, He has served as teacher, principal, school superintendent, and supervisor of curriculum in the New Braunfels Independent School District; and

Whereas, Throughout his years of service to the schools and community, Dr. Sahm has been elected to Phi Delta Kappa, honorary education fraternity, to Pi Sigma Alpha, honorary government fraternity, has been listed in Who's Who in American Education, and in the international "Leaders in Education"; and

Whereas, He has been president of the Alamo District of Texas State Teachers Association and has served on the State Executive Committee of the Texas State Teachers Association, and as a member of American Association of School Administrators; and

Whereas, He was nominated for State Commissioner of Education, and has served on a number of state education committees, and holds a life membership in the Texas Congress of Parents and Teachers; and

Whereas, In civic affairs he has served on the Board of Directors of the Comal County Chamber of Commerce, is a past president of the Lions Club, past Master of the Masonic Lodge, holds the Silver Beaver Award (Boy Scouting's highest honor), and has contributed much time and effort to the local Tuberculosis Chapter, Mental Health Association and Girl Scout organization, and was instrumental in the formation of the New Braunfels Chapter of the American Association of University Women; now, therefore, be it

Resolved, That the Senate of the State of Texas do hereby honor and congratulate Dr. E. A. Sahm at this time, for his many outstanding contributions in the field of education; and be it further

Resolved, That the Senate of the State of Texas recognize the example that Dr. E. A. Sahm has set in his community for his contributions to civic organizations; and be it further

Resolved, That the Senate of the State of Texas wish Dr. E. A. Sahm much happiness and continued success in his retirement.

The resolution was read and was adopted.

House Bill 148 on Second Reading

The Presiding Officer laid before the Senate on its second reading and passage to third reading:

H. B. No. 148, A bill to be entitled "An Act to amend the subject matter of the Texas Unemployment Compensation Act, as amended; Chapter 482, Acts of the 44th Legislature, Third Called Session, 1936, as amended, and as embraced in subsection (d) of Section 4 providing for benefit eligibility conditions; providing for an effective date for this Act; and declaring an emergency."

The bill was read second time.

Senator Herring offered the following amendment to the bill:

Amend Section 1 of H. B. No. 148 as it proposes to amend Section 4, subsection (d) by deleting the period (.) and the end of proposed subsection (d), substituting a semicolon (;) therefor and adding the following language:

"providing, that any such individual who registers for work at an employment office in accordance with such regulations as the Commission may prescribe, imposes no such time or hour restrictions on his availability for suitable work as effectively to detach himself from the labor market in his community, and otherwise avails himself of employment opportunities through any employment agency, including but not limited to a private agency operating under laws of this state, a public or charity or membership agency one of whose purposes is to obtain employment for its members or other unemployed persons, or any similar agency operated by an unincorporated association, shall be deemed by the Commission to be available for work and actively seeking work."

The amendment was read.

Senator Krueger moved to table the amendment by Senator Herring.

Question on the motion to table, Yeas and Nays were demanded.

The motion to table prevailed by the following vote:

Yeas—16

Aikin
Blanchard

Calhoun
Colson

Creighton	Moffett
Crump	Owen
Hall	Parkhouse
Hardeman	Ratliff
Hazlewood	Reagan
Krueger	Word

Nays—12

Bates	Patman
Cole	Richter
Harrington	Schwartz
Herring	Spears
Kazen	Strong
Moore	Watson

Absent

Rogers

Absent—Excused

Dies Kennard

Senator Aikin offered the following amendment to the bill:

Amend Section 1 of House Bill 148 to read as follows:

Section 1. That subsection (d) of Section 4 of the Texas Unemployment Compensation Act, as amended, Chapter 482, Acts of the 44th Legislature, Third Called Session, 1936, as amended, be amended to read as follows:

“Benefit Eligibility Conditions

Section 4. An unemployed individual shall be eligible to receive benefits with respect to any benefit period only if the Commission finds that:

“(d) He is available for work and actively seeking suitable work.”

The amendment was adopted.

On motion of Senator Krueger and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

Question—Shall H. B. No. 148 be passed to third reading?

Welcome Resolutions

S. R. No. 471—By Senator Cole: Extending welcome to students and teacher of Westbury School of Houston.

S. R. No. 473—By Senator Strong: Extending welcome to members and sponsors of Judson High School Band.

S. R. No. 474—By Senator Moore: Extending welcome to students and teacher of Deanville School of Burleson County.

S. R. No. 476—By Senator Hall: Extending welcome to Mr. and Mrs. Bill Athey of Garland.

S. R. No. 477—By Senator Schwartz: Extending welcome to students and principal of Stewart Elementary School of Hitchcock.

Memorial Resolution

S. R. No. 472—By Senator Krueger: Memorial Resolution for Jesse Roots Martin.

Adjournment

Senator Herring moved that the Senate stand recessed until 2:00 o'clock p.m. today.

Senator Krueger moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

Question on the motion to adjourn, Yeas and Nays were demanded.

The motion prevailed by the following vote:

Yeas—17

Aikin	Krueger
Bates	Moffett
Blanchard	Patman
Cole	Reagan
Colson	Richter
Creighton	Strong
Hall	Watson
Hazlewood	Word
Kazen	

Nays—10

Calhoun	Owen
Crump	Parkhouse
Hardeman	Ratliff
Harrington	Rogers
Herring	Schwartz

Absent

Moore Spears

Absent—Excused

Dies Kennard

Accordingly the Senate at 12:10 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

In Memory of
R. D. Gorham

Senator Parkhouse offered the following resolution:

(Senate Resolution 470)

Whereas, The untimely death of R. D. Gorham, who died in Oak Harbor, Washington on Monday, April 29, was a great shock to his friends and relatives in Corpus Christi, Texas; and

Whereas, A native of Winnfield, Louisiana, he was a career-man with the U. S. Navy, and had served 21 of his 40 years of life in the service; and

Whereas, He served two tours of duty in Corpus Christi, the hometown of his wife, Frances, who is the sister of Mrs. Bruce Reagan of that city; and

Whereas, He was a devoted husband and father, and leaves his wife and two little girls, Randy and Sandra; and

Whereas, The Senate of the Fifty-eighth Legislature wishes to express sympathy to the members of his immediate family, and to Senator and Mrs. Bruce Reagan, his brother-in-law and sister-in-law; now therefore be it

Resolved, By the Senate of the Fifty-eighth Legislature, That we extend to Mrs. Gorham and daughters and the Reagans the condolences of this body, that copies of this resolution be prepared for them, and that when the Senate adjourns this day that it do so in memory of R. D. Gorham.

PARKHOUSE

Signed—Lieutenant Governor Preston Smith; Aikin, Bates, Blanchard, Calhoun, Creighton, Cole, Colson, Crump, Dies, Hall, Hardeman, Harrington, Hazlewood, Herring, Kazen, Kennard, Krueger, Moffett, Moore, Owen, Patman, Ratliff, Reagan, Richter, Rogers, Schwartz, Spears, Strong, Watson, Word.

The resolution was read.

On motion of Senator Herring and by unanimous consent the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof.

The resolution was then adopted by a rising vote of the Senate.